



**CONSERVATION COMMISSION**  
**70 EAST MAIN STREET**  
**NORTON, MASSACHUSETTS 02766-2320**  
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NORTON TOWN CLERK

Monday, September 23, 2002  
7:30 pm

**Attendance**

Julian Kadish (Chairman), Jeff Houde (Vice-Chairman),  
Kathleen Giblin, Ron O'Reilly, Earl Willcott, Neil Linehan,  
Bob Medeiros, Jennifer Carlino, Director

**Minutes**

The members reviewed the Bills Payable Sheet (Misc.). Neil Linehan made a motion, seconded by Julian Kadish, to pay the bills. Approved.

The members reviewed the Bills Payable Sheet (Baystate Env. Cons.). Jeff Houde made a motion, seconded by Julian Kadish, to pay the bill. Approved.

The members reviewed the Bills Payable Sheet (Pare Eng.) Jeff Houde made a motion, seconded by Julian Kadish, to pay the bill. Approved.

The members decided to re-organize the Commission. Jeff Houde made a motion, seconded by Neil Linehan, to appoint Julian Kadish Chairman. Approved. Earl Willcott made a motion, seconded by Bob Medeiros, to appoint Jeff Houde Vice Chairman. Approved.

The members reviewed a request for a minor Modification - #250-527 – **Joseph S. Mozzone, Tr./St. George Realty Trust – Parcel 36-01 (assessors map 17) Cross Street**. Jennifer Carlino explained the modification to the members. She stated the modification was using plastic instead of concrete for the culverts. Bob Medeiros abstained from voting. Neil Linehan made a motion, seconded by Earl Willcott, to allow the modification. Approved.

Mark Lincoln, Treasurer of the Lake Winnecunnet Association, addressed the members and then introduced Mr. Sean Reis, a member of the association, who was going to speak to the members after he was finished. He stated that he had met with Jennifer Carlino several weeks ago to discuss the possibility of using chemicals instead of the weed harvester to kill weeds on Lake Winnecunnet. He also stated that chemicals were being used in several neighboring towns. Mr. Lincoln further stated that at least two studies have been done on chemical usage in the lake. Mr. Reis stated that the weeds were interfering with recreational activities. He stated that new chemicals have been developed that

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would kill the weeds without harming people or fish or wildlife. He said that he had spoken with a couple of companies that do water studies and treatments. He said that he talked briefly with one of the companies and was told that the most common weed in Lake Winnecunnet is Cabomba along with E. W. Milfoil which could be treated with Sonar which contains floradone. He said that this would be effective for about four years and then would have to be treated again. He further stated information regarding other towns and costs and the possibility of receiving a grant for funding of the treatment to the Lake. He said part of the funds would be paid by the Town. Bob Medeiros stated that in the past, residents on Lake Winnecunnet and nearby farmers opposed chemical treatments, and he did not want a repeat of this situation. Mr. Reis said that it is becoming harder and harder to find parts for the Weed Harvester. Earl Willcott asked what the timeframe for the treatments would be for Lake Winnecunnet if this was approved. Mr. Reis replied that the first treatment would be May or early June. Jennifer Carlino mentioned that there is a rare mussel species that is found in Lake Winnecunnet and that the Natural Heritage and Endangered Species Program would have to be notified. Mr. Reis suggested that a company be hired to do a study on this issue and have the Town pay for this suggesting that \$500 would cover the cost. He also suggested that the members take a look at the Lake in the near future. Discussion ended and Mr. Reis and Mr. Lincoln thanked the Commission for having this discussion.

The members reviewed a Request for a Determination of Applicability – **(DET. #776) - W. Anthony Wakim – Parcel 162-18 (assessors map 4) 22 Bryson Drive – (cont. from the August 26, 2002 & September 9, 2002 mtgs.)** - for proposed plans to pump water from a pond for irrigation. Jennifer Carlino stated that the applicant was going to install a private well which is located out of Conservation jurisdiction. Bob Medeiros made a motion, seconded by Neil Linehan, to close the public hearing. Approved. Bob Medeiros made a motion, seconded by Kathleen Giblin, to issue a negative Determination of Applicability (number 1). Approved.

The members reviewed a Notice of Intent – **Teddy Realty Trust – (#250-536) - Parcels 499 & 527 (assessors map 10) Cross and North Washington Street (Todd Estates) – (cont. from the June 24, 2002, July 8, 2002, August 12, 2002 & September 9, 2002 mtgs.)** - for proposed plans to construct a road, 16-lot subdivision and wetland fill and replication and drainage. Bob Medeiros left the room for the public hearing. Jennifer Carlino stated that revised plans and an Operations & Maintenance Plan had been received. Ralph Maloon of RIM Engineering represented the applicant at the public hearing. The location of the Conservation Restriction was complete except on lots A, B, 7 & 9. The driveways have not yet been established for lots A & B to lead to Mill Lane. Julian Kadish asked if anyone had any further comments on this project and Neil Linehan said that he had a problem with lots 9, 10 & 11. Ralph Maloon stated there were only going to be 2 lots and didn't change the lot lines yet. Jeff Houde made a motion, seconded by Kathleen Giblin, to close the public hearing. Approved. Julian Kadish stated that the members would review the Order of Conditions and sign them at the next meeting of Monday, October 21, 2002.

The members reviewed a Notice of Intent – **Ribeiro Enterprises – (250-545) - parcel 2 (assessors map 23) 8 Barrows Street** – for proposed plans to construct a single family house and septic system, including sitework and grading within 100 feet of wetlands. Jay Ribeiro of Ribeiro Enterprises was present at the public hearing. Julian Kadish read a letter that was faxed to the Conservation office earlier today. The letter was from the representative of this project, John DeLano of John DeLano and

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Associates, requesting that if he was not present at the scheduled time for this public hearing, to please continue the public hearing later in the evening. He further requested that if he could not be at the public hearing this evening, to please continue the public hearing until the next meeting. Neil Linehan made a motion, seconded by Earl Willcott, to move the public hearing to the end of the meeting. Approved. At the end of the meeting Mr. DeLano was still not present. Neil Linehan made a motion, seconded by Jeff Houde, to continue the public hearing until Monday, October 21, 2002 at 8:20 pm. Approved.

Jennifer Carlino stated that the information was received from Pare Engineering regarding the bids for the repairs to Chartley Pond Dam. The lowest bidder was Northern Construction Service, LLC at \$124,375. She said that Pare Engineering checked the references, and also the last project, for Northern Construction and the report was good. Jeff Houde made a motion, seconded by Ron O'Reilly, to award the repair project to Northern Construction. Approved.

Jennifer Carlino stated that she had reviewed the memo from Town Counsel regarding the right of first refusal for Marshall Martin's cranberry bog. She said that if the Conservation Commission was interested in the property, the Town would have to have an appraisal done on the property and come up with an offer price of their own. Earl Willcott spoke to Marshall Martin and stated that he was taking this property out of the class 61A.

Jennifer Carlino stated that the White Street pits was given back to the owner (Kelleher) by the Land Court.

Jennifer Carlino stated that she had received a revised plan for the Walker Street appeal. She stated that she sent her comments to the Department of Environmental Protection (DEP). She said that the DEP would be sending their decision by the end of the month.

Discussion ensued regarding the PGA Golf Course. Jennifer Carlino stated that information was received at the end of day today and she had not had time to review it. She said she had a meeting with Dave Pickart this past Thursday. She stated that after several attempts to speak with Dave Pickart regarding information that she was waiting for, she finally contacted John Watson of PGA and he said he would see to it that the information was received as soon as possible.

Neil Linehan made a motion, seconded by Jeff Houde, to adjourn the meeting at 8:30 pm. Approved.

Respectfully Submitted,



Jennifer Carlino  
Conservation Director